IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital the 22nd day of October , 2002

Criminal Misc. Bail Application Number 1066 of 2002

Order on the Bail Application

CRIMINAL SIDE

Priyank Sharma alias Baboo son of Sri Vinay Maratha, resident of Gyan Vihar Colony, P.S. Mandi, District Saharanpur

……Applicant (s)

Versus

State of Uttaranchal. ……Opposite Party

Arising out of – Case Crime no. 95 of 2002
Under Sections 363, 364, 366, 302, 201, 120B of I.P.C.,
P.S. Raipur,
District Dehradun

By the Court

Hon'ble Irshad Hussain, J.

Heard the learned counsel for the applicant and the learned A.G.A.

There is no direct evidence against the applicant-accused. Case is based on the circumstantial evidence that initially the part of the dead body of the deceased was got recovered at the instance of a non-applicant-accused, whereas after about ten days the skull of the deceased was recovered. Considering that totality of circumstances, I am of the view that it is a fit case for bail.

Let the applicant Priyank Sharma alias Baboo son of Sri Vinay Maratha, resident of Gyan Vihar Colony, P.S. Mandi, District Saharanpur be released on bail in case crime no.95 of 2002,Under sections 363, 364, 366, 302, 201, 120B of I.P.C.,,P.S. Raipur, District Dehradun on his filing a personal bond and adequate sureties to the satisfaction of C.J.M., Dehradun.

22.10.02./B. **(Irshad Hussain, J.)**